



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Tommy F. BROOKEY §

Serial No.: 09/855,932 §

Group Art Unit: 1712

Filed: May 15, 2001 §

Examiner: Philip C. Tucker

For: APHRON-CONTAINING §  
WELL DRILLING AND §  
SERVICING FLUIDS §

#5  
3/26/02  
12

RESPONSE TO OFFICE ACTION DATED FEBRUARY 14, 2002

Attorney Dkt. No.: 1894-00733

Date: March 5, 2002

Commissioner for Patents  
Washington, D. C. 20231

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Sir:

The Applicant acknowledges receipt of the Office Action dated February 14, 2002, in which the Examiner rejected claims 1-21. These are the only claims pending in the application. The Applicant requests that the Examiner reconsider the application in light of this response.

REMARKS

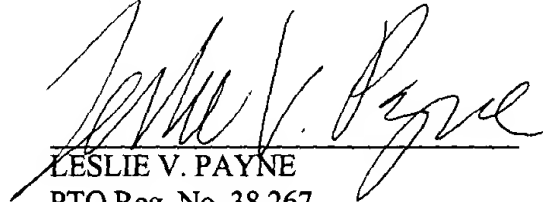
Based on obviousness-type double patenting, the Examiner rejected claims 1-21 over commonly owned U.S. Patent No. 5,881,826. In response, a terminal disclaimer with respect to the '826 patent is enclosed. Also enclosed are two assignment contracts. As shown by the assignments, the present application and U.S. Patent No. 5,881,826 are commonly owned by MASI Technologies, L.L.C.

With the filing of the terminal disclaimer, all claims are believed to be in condition for allowance. The fee for the terminal disclaimer is enclosed herewith. Please charge any extra fees or credit any overpayments to Deposit Account No. 03-2769.

**CONCLUSION**

For the reasons stated above, all claims are in condition for allowance and such favorable action is respectfully requested. If the Examiner has any questions or comments or otherwise feels it would be helpful, he is encouraged to telephone the undersigned at (713) 238-8044.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Leslie V. Payne", is written over a horizontal line.

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